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8 Attorneys for Defendant

9 UNITED STATES DISTRICT COURT
10 NORTHERN DISTRICT OF CALIFORNIA
11 SAN FRANCISCO DIVISION

12 SON CHENG,	}	
13 Plaintiff,		CIVIL NO. 05-00473 MMC
14 v.		STIPULATION AND ORDER
15 JO ANNE B. BARNHART,		APPROVING COMPROMISE
16 Commissioner of Social Security,		SETTLEMENT OF ATTORNEY
17 Defendant.	}	FEES PURSUANT TO THE EQUAL <u>ACCESS TO JUSTICE ACT</u>

18 The plaintiff's attorney having met the criteria of L.R. 54-5, by meeting and conferring with
19 defendant, IT IS HEREBY STIPULATED by and between the parties through their undersigned
20 counsel, subject to approval by the Court, that plaintiff's attorney receive the following payment:

21 1. Defendant shall pay FIVE THOUSAND FIVE HUNDRED DOLLARS (\$5,500.00),
22 pursuant to the Equal Access to Justice Act (EAJA), for attorney fees incurred in this court action. ¹

23 The check is to be payable to plaintiff's counsel:

24 GLENN M. CLARK
25 2222 MARTIN LUTHER KING JR. WAY
BERKELEY, CA 94704
26 (510) 848-7200

27 2. This is a settlement of plaintiff's request for attorney fees pursuant to EAJA, and does not
28 constitute an admission of liability or fault on the part of defendant under the Equal Access to Justice
Act.

1/. This amount includes costs.

1 3. Payment of the FIVE THOUSAND FIVE HUNDRED DOLLARS (\$5,500.00) EAJA fees
2 incurred in this court action, will constitute a complete release from and bar to any and all claims,
3 rights, causes of action, liens or subrogated interests relating to attorney fees pursuant to the EAJA as
4 a result of this court action.

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7 Dated: January 31, 2006

/s/
GLENN M. CLARK
Attorney for Plaintiff


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10 KEVIN V. RYAN
United States Attorney

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13 Dated: February 6, 2006

By: /s/
SARA WINSLOW
Assistant United States Attorney

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16 PURSUANT TO STIPULATION, IT IS SO ORDERED:

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20 Dated: February 7, 2006


MAXINE M. CHESNEY
United States District Judge